



UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

5/25/2017

ORDINANCE NUMBER: *783-2017*
 DATE OF INTRODUCTION: *5/25/2017*
 DATE OF ADOPTION: *6/8/2017*

AN ORDINANCE TO AMEND THE UNION COUNTY ADMINISTRATIVE CODE, CHAPTER 1, UNION COUNTY GOVERNMENT STRUCTURE, ARTICLE XXI-DEPARTMENT OF PUBLIC SAFETY, § 1-128. OFFICE OF HEALTH MANAGEMENT BY ADDING § 1-128 (1)(t) AUTHORIZING THE HEALTH OFFICER TO PERFORM INSPECTIONS AND ISSUE PERMITS TO FOOD VENDORS ON COUNTY PROPERTIES.

**PART I -
ADMINISTRATIVE CODE**

Chapter 1, UNION COUNTY GOVERNMENT STRUCTURE

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union 4-28-1976 by Ord. No. 1; amended in its entirety by Ord. No. 9-1984. Subsequent amendments noted where applicable.]

**NO SUFFICIENCY
OF FUNDS REQUIRED**

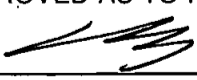
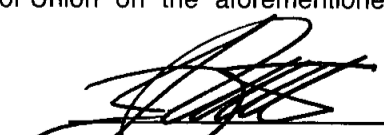
Encls/Minutes 5/25/2017

ARTICLE XXI, Department of Public Safety

[Amended 10-30-1985 by Ord. No. 232; 9-10-1987 by Ord. No. 275; 8-2-1988 by Ord. No. 300; 7-18-1991 by Ord. No. 337; 7-22-1999 by Ord. No. 503; 6-20-2002 by Ord. No 553; 2-5-2004 by Ord. No. 587; 9-14-2006 by Ord. No. 636; 3-27-08 by Ord. No. 667; 7-19-2012 by Ord. 738; Amended 12-19-2013 by Ord. 2013-755].

Continued...

INTRODUCTION				RECORD OF VOTE				FINAL ADOPTION							
FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP	FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP
CARTER	X							CARTER	X						
ESTRADA	X							ESTRADA	X						
HUDAK	X				X			HUDAK	X				X		
JALLOH	X							JALLOH							X
KOWALSKI	X							KOWALSKI	X						
MIRABELLA	X					X		MIRABELLA	X					X	
WRIGHT	X							WRIGHT	X						
GRANADOS VICE CHAIRMAN	X							GRANADOS VICE CHAIRMAN	X						
BERGEN CHAIRMAN	X							BERGEN CHAIRMAN	X						

APPROVED AS TO FORM  COUNTY ATTORNEY	I hereby certify the above is an original ordinance adopted by the Board of Chosen Freeholders of the County of Union on the aforementioned date.
	 CLERK

I hereby certify this is a true copy of a ordinance adopted by the Board of Chosen Freeholders of the County of Union on the aforementioned date.

CLERK

§ 1-128. Office of Health Management.

[Added 9-9-2007 by Ord. No. 655-2007]

A. There is hereby established the Office of Health Management, a certified local health agency pursuant to *N.J.S.A. 26:3A2-6(b)* for the purposes of serving as the certified local health agency that will receive delegated authority under the County Environmental Health Act (CEHA), *N.J.S.A. 26:3A2-21 et seq.*, the New Jersey Department of Environmental Protection (NJDEP) and the New Jersey Department of Health and Senior Services (NJDHSS).

- (1) Under the direction and supervision of the Director of Public Safety, the Office of Health Management's functions and responsibilities shall include:
 - (a) Overseeing the administration of the Office of Health Management in carrying out its duties as the environmental health department receiving delegated authority under the CEHA, *N.J.S.A. 26:3A2-21 et seq.*, the NJDEP and the NJDHSS.
 - (b) Implement an air program concentrating on citizen's complaints and ensuring compliance with governing laws by all point source dischargers pursuant to the Air Pollution Control Act, *N.J.S.A. 26:2C-1 et seq.*
 - (c) Execute an effective Solid Waste Enforcement Program, including illegal dumping. Union County's Solid Waste Control Program is established pursuant to the provisions of the Solid Waste Management Act, *N.J.S.A. 13:1E-1 et seq.*, the County Environmental Health Act, *N.J.S.A. 26:3A2-21 et seq.*, and the County Environmental Health Standards and Performance, *N.J.A.C. 7:1H-1.1 et seq.* The purpose of this enforcement program is to monitor compliance with the rules and regulations of the NJDEP concerning the operation of solid waste facilities and the activities of solid waste collectors and haulers in Union County. All enforcement efforts shall be done in cooperation with the NJDEP - Solid Waste Inspections and Compliance agency to obtain consistent enforcement and to preclude duplication of effort.
 - (d) Oversee investigation of all water pollution complaints and assist the New Jersey Department of Environmental Protection with compliance monitoring of all point source discharges. Under the auspices of the Environmental Health Performance Standards for Potable Water Supply, *N.J.A.C. 7:1H-3.6*, Groundwater Pollution Control, *N.J.A.C. 7:1H-3.7*, and Surface Water Pollution Control, *N.J.A.C. 7:1H-3.8*, implement a comprehensive Water Pollution Control Program.
 - (e) Work in conjunction with the County Bureau of GIS to develop and maintain geographic information systems (GIS) data relative to CEHA initiatives. The goal is to develop and implement a comprehensive County-wide geographic information system (GIS) database and mapping program incorporating information from local, County, state and federal agencies to serve local municipalities, agencies and the County in making decisions which impact the environment of the area.
 - (f) Ensure compliance and enforcement of applicable Recycling provisions under Union County's Solid Waste Control Program.
 - (g) Ensure compliance with Noise Control Regulations pursuant to the Noise Pollution Control Act, *N.J.S.A. 13:1G-1 et seq.*; *N.J.A.C. 7:29-1.1 et seq.* The Union County Office of Health Management, Office of Environmental Health will enforce the State Noise Control Regulations following the guidelines outlined in this section and the CEHA Work Program to control noise from commercial and industrial sources.
 - (h) Providing administrative support and assistance to all Union County departments and agencies concerning the implementation of current federal and state environmental regulations.
 - (i) Promoting environmental health and safety programs within the County, including but not limited to the provisions of the "New Jersey Worker and

Community Right-to-Know Act", *N.J.S.A. 34:5A-1 et seq.*, hazardous waste, OSHA compliance and recycling regulations as specified in the Union County Solid Waste Management Plan.

- (j) Administer an effective Local Information Network Communications System (LINCS) operation to respond to public health threats and emergencies and provide central planning, coordination and delivery of specialized services within the County in partnership with all municipal health departments. Responsibilities will include establishing a public health surveillance and response network to ensure rapid detection and containment of conditions which threaten the public's health and safety, providing communications to key health and health-related participants, forming public-private partnerships for addressing health issues, and coordinating all relevant entities which support and contribute to the public's health, local and state health departments, managed care, medical providers, laboratories, and emergency responders.
- (k) Act as lead public health official under the provisions of the Emergency Health Powers Act.
- (l) Enhance and integrate local public health agencies' state of preparedness for, response to, and recovery from acts of terrorism and other public health emergencies by minimizing, to the fullest extent possible, the human health consequences associated with the emergence of a novel strain of influenza virus (Flu Pandemic Planning), and expanding capacity to expeditiously and efficiently distribute/administer antibiotics and/or vaccines to our entire population at community-based points of distribution or through other supplemental delivery modalities.
- (m) Work in conjunction with Union County OEM to enhance the existing Public Health Annex of the Emergency Operation Plan.
- (n) Participate as a member of the Local Emergency Planning Council (LEPC) in the periodic review of updates and modifications to the County Emergency Operation Plan.
- (o) Coordinate with representatives from all local health departments and acute-care facilities in Union County to establish and review protocols to ensure the mutual investigation of diseases of public health importance, including potential bioterrorism incidents.
- (p) Participate in increasing the availability of worker crisis counseling and mental health and substance abuse behavioral health support, in conjunction with the County OEM and the County Mental Health Administrator, and in collaboration with the New Jersey Division of Mental Health Services Disaster and Terrorism Branch as well as the New Jersey State Police's Disaster Critical Incident Response Program.
- (q) Participate, in conjunction with NJDHSS, County OEM and the Local Health Departments, in the development of a business continuity-planning element as a component of a county-level all-hazards preparedness plan.
- (r) Exercise plans to test horizontal and vertical integration with response partners at the State, County and Local level.
- (s) Perform duties as assigned by the Director of Public Safety in the enforcement, collection and management of fees, fines or penalties pursuant to Environmental Quality and Enforcement Fund (EQEF), under the CEHA, *N.J.S.A. 26:3A2-21 et seq.*, including the conduct of compliance hearings.
- (t) To administer and enforce the Local Health Services Act, *N.J.S.A. 26:3A2-1 et seq.* and *N.J.A.C. 8:24 et seq.*, the Sanitation in Retail Food Establishments and Food and Beverage Vending Machines regulations on County properties,

including performing inspections and issuing permits to allow for retail food establishments.

i.) Inspections and Permits Fees

The Union County Board of Chosen Freeholders annually adopts a fee schedule for inspections and permits, performed by the Department of Public Safety, for all retail food establishments on County properties. The Clerk of the Board will publish the required notice in the appropriate newspaper of such introduction and public hearing for the Schedule of Fees. A copy of the currently effective Schedule of Fees ordinance is on file in the Clerk of the Board's office and is available for examination during office hours.

The Director of the Department of Public Safety is hereby authorized to set fees and one time charges not specifically included in the Schedule of Fees. Subject to the written approval of the County Manager, the Director of the Department of Public Safety is hereby further authorized to amend or modify any fee set forth in the Schedule of Fees for special promotions and events up to twelve (12) times a year. In the event that the Director shall assess, amend or modify any fee he shall file a notice of said assessment, amendment or modification with the Clerk of the Board and the Director of the Department of Finance, no less than five (5) days prior to the effective date of the assessment, amendment or modification.